

November 8, 2007

A regular meeting of the Town Board of the Town of Harrison, Westchester County, New York was held at the Municipal Building, 1 Heineman Place, Harrison, NY, Westchester County, on the 8th day of November at 7:30 PM, Eastern Standard Time. All members having received due notice of said meeting:

MEMBERS PRESENT:

Stephen Malfitano . . . . . Supervisor

Joseph Cannella       )  
Patrick Vetere       ) ....Councilmen  
Robert Paladino       )

MEMBERS ABSENT:

Thomas Scappaticci ..... Councilman

ALSO ATTENDING

Frank Allegretti . . . . . Town Attorney  
Joseph Latwin . . . . . Deputy Village Attorney  
Jonathan Kraut . . . . . Deputy Village Attorney  
Fred Castiglia . . . . . Village Attorney  
David Hall . . . . . Chief of Police  
Maureen MacKenzie . . . . . Comptroller  
Ron Belmont . . . . . Superintendent of Recreation

Veterans' Affair's Officer Ben DeFonce spoke of the Veterans' Day Parade, to be held at 10 AM on Sunday, November 11, 2007, with the parade route to be along Underhill Avenue, West Harrison. All were invited to attend, and to join in a meal at the West Harrison Fire House following the parade.

Town Clerk Joan Walsh presented the 2008 TENTATIVE BUDGET to the Town Board.

Supervisor Malfitano announced that there would be a Town Board Work Session on November 20<sup>th</sup>, at 7:30 PM.

Mr. Malfitano also announced that the next Town Board meeting would be held on November 29<sup>th</sup>, at 7:30 PM.

November 8, 2007

COMMENTS BY FIRE DEPARTMENT #2 WARDEN FRANK MUCCI

Fire Department Warden and ex-Chief Frank Mucci questioned the Board as to the hiring of J.C. Moreno as a paid Firefighter in that Department. He objected on the grounds that the Wardens were not notified nor consulted, and pointed out that it was customary for new paid personnel to be appointed from the ranks of the volunteer fire fighters. He added that there were five volunteers who were qualified.

Supervisor Malfitano replied that the Volunteer Chief of the Department had been notified. He added that the new List (of people who had passed the Civil Service tests) had not been certified by the County, and he had to reference the existing List.

Councilmen Vetere and Paladino both expressed concern regarding hiring someone who already had a job as a paid Firefighter, and stated that this new employee should have been hired from the current List.

November 8, 2007

ACCEPTANCE OF CORRESPONDENCE AND REPORTS

On motion of Councilman Cannella, seconded by Councilman Paladino,

it was

RESOLVED to accept the following correspondence and reports:

- 1a. Monthly report from the Commissioner of Public Works for August and September 2007, including a chart of complaints and requests for service.
- 1b. Monthly report from the Fire Marshal for October 2007.
- 1c. Monthly report from the Superintendent of Recreation for October 2007.
- 1d. Monthly report from the Town Clerk for October 2007.
- 1e. Monthly report from the Receiver of Taxes for October 2007.

2. Letter from the Harrison Festival Japanese Committee Re: Contributions to the following organizations for a total of \$5,700, from funds raised at the Great to Live in Harrison Day celebration as well as from Japanese families.

Harrison Public Library	\$1,800.
Harrison Recreation Center	1,000.
Harrison Central School District	1,500.
Harrison Police Association --PBA	700.
Harrison Fire Department -- FD#2 Volunteers	700.

Supervisor Malfitano thanked the Japanese Committee for their generosity, and commented that the food served by the Committee at the Great to Live in Harrison festivities was delicious, as always.

Councilman Paladino requested that it be made clear as to which organizations in the Police Department and the Fire Department would be receiving the funds, adding that it should be the Police Benevolent Association and the Volunteers in the downtown Fire Department.

Adopted by the following vote:

AYES: Councilmen Cannella, Paladino and Vetere  
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 8, 2007

2007 -- 444

CONTINUATION OF THE PUBLIC HEARING  
RE: DELETING THE TITLE AND CONTENTS OF CHAPTER 130 ENTITLED

["EROSION AND SEDIMENT CONTROL"]  
AND REPLACING THE TITLE AND CONTENTS OF CHAPTER 130  
TO THE TOWN/VILLAGE CODE ENTITLED  
"STORMWATER MANAGEMENT AND EROSION & SEDIMENT CONTROL",  
BY LOCAL LAW NO. OF 2007.

On motion of Councilman Vetere, seconded by Councilman Cannella, with all members voting in favor, the Hearing was opened.

On motion of Councilman Cannella, seconded by Councilman Paladino, with Supervisor Malfitano also voting in favor but with Councilman Vetere opposed, the Hearing was continued until the November 29<sup>th</sup> Town Board meeting.

November 8, 2007

2007 -- 445

PUBLIC HEARING RE: APPLICATION BY LANPAM REALTY, INC.  
FOR A SPECIAL EXCEPTION USE PERMIT TO CONSTRUCT SIX (6) APARTMENTS  
ABOVE THE EXISTING RESTARUANT AT 307 HALSTEAD AVENUE.

BLOCK 171, LOT 46 (46-47)

On motion duly made and seconded, with all members voting in favor, the Hearing was opened.

Steven Basini, Project Manager of Petruccelli Engineering, appeared on behalf of the applicant, Lan Pam Realty, Inc., and submitted the plans for the improvement. He stated that the required approvals for this two story addition had been granted by the Planning Board and the Zoning Board of Appeals.

Supervisor Malfitano questioned the materials to be used in the facade of the building. Mr. Basini replied that the stucco finish was chosen because it matched the exterior of the existing building.

Resident Rob Porto stated that a two-story addition in the center of Town was excessive, and that there was no place for people to sit on grass. He added that this will downgrade Harrison.

Mr. Basini replied that the Planning Board had directed the owner to convert some of the present restaurant parking area into a lawn and a play area.

Mr. Malfitano continued that he was recommending that approvals be held off until the facade could be reviewed by the Architectural Board of Review. Mr. Basini questioned the delay, as his client had already been delayed several times during this process.

Mr. Malfitano suggested that he meet with Mr. Basini and the owner, and one or more members of the Architectural Board next week, and that the Hearing again be considered at the November 29<sup>th</sup> Town Board meeting.

It was agreed that the Hearing would be continued until the November 29<sup>th</sup> meeting.

November 8, 2007

A SPECIAL DISTRICT DRAINAGE IMPROVEMENT SHALL BE MADE

This matter had been withdrawn by the Commissioner of Public Works.

On motion of Councilman Paladino, seconded by Councilman Cannella, with all members voting in favor, the Hearing was continued until November 29, 2007.

November 8, 2007

2007 -- 447

APPROVAL TO SET THE DATE OF NOVEMBER 29, 2007 FOR A PUBLIC HEARING  
RE: ADOPTION OF A LOCAL LAW TO AMEND CHAPTER 235, SECTION 235-4:  
DEFINITIONS, ADDING SECTION 235-17U, REGARDING WHAT EDUCATION

## SCHOOLS ARE PERMITTED IN THE SB-O ZONE

A draft of the Local Law was presented.

On motion of Councilman Cannella, seconded by Councilman Paladino, with all members voting in favor, it was resolved to schedule the Public Hearing for this Amendment to the Zoning Code for November 29, 2007.

There was a discussion questioning if the required notifications had been properly made. It was agreed that if they had not been, then at the November 29<sup>th</sup> meeting, the Hearing would be re-scheduled for a later date.

November 8, 2007

2007 -- 448

## APPROVAL TO PAY THE COST FOR ATTENDANCE AT A NEW YORK STATE TRAFFIC SAFETY CONFERENCE BY TWO POLICE OFFICERS

Chief of Police Dave Hall explained that a Resolution had been adopted by the Town Board

authorizing P.O. Christopher DiGiacomo and P.O. David Tolve to attend a NYS Traffic Safety Conference. He added that, due to scheduling conflicts, these officers were unable to attend and. Sgt. R. Schanil and P.O. F. Acocella had attended the NYS Traffic Safety Conference. Chief

Hall

requested that the Board authorize the Comptroller to pay the invoice for this conference.

On motion of Councilman Paladino, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Chief of Police Dave Hall and authorize the Comptroller to pay the invoice for the attendance of Sgt. R. Schanil and P.O. F. Acocella at the NYS Traffic Safety Conference.

FURTHER RESOLVED to forward a copy of this Resolution to the Chief of Police and the Comptroller.

Adopted by the following vote:

AYES: Councilmen Paladino, Cannella and Vetere  
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 8, 2007

2007 -- 449

APPROVAL TO RE-IMBURSE DOROTHY DiBUONO FOR COURSES TAKEN AT  
WESTCHESTER COMMUNITY COLLEGE

Dorothy DiBuono, IT Department, notified the Board that, at the August 23, 2007 Town Board



Meeting a Resolution was adopted for her to take three courses at Westchester Community College. She stated that one of the three courses was cancelled and replaced with "Database Management Systems," and attached is confirmation from Westchester Community College. Ms. DiBuono asked that the Comptroller be authorized to reimburse her for this replacement course.

On motion of Councilman Paladino, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Dorothy DiBuono and authorize the Comptroller to re-imburse Ms. DiBuono for the course: "Database Management Systems," as per the CSEA contract.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the IT Director and Ms. DiBuono.

Adopted by the following vote:

AYES: Councilmen Cannella, Paladino and Vetere  
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 8, 2007

2007 -- 450

AUTHORIZATION FOR TWO POLICE OFFICERS TO ATTEND A TRAINING COURSE  
FOR THE OPERATION OF THE POLICE DEPARTMENT'S  
VIDEO ENHANCEMENT SYSTEM. COST: \$2,500

On motion of Councilman Paladino, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Chief of Police Dave Hall for authorization for two officers to attend training for the Department's Video Enhancement System, which was recently repaired, at a cost of \$2,500 with the training to take place at Police Headquarters. This is a budgeted item.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Chief of Police.

Adopted by the following vote:

AYES: Councilmen Cannella, Paladino and Vetere  
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 8, 2007

2007 -- 451

AUTHORIZATION FOR A TAX REFUND UNDER THE "STAR" PROGRAM  
FOR MR. and MRS. MARINACCIO, BLOCK 385 LOT 33

On motion of Councilman Cannella, seconded by Councilman Paladino,

it was

RESOLVED to approve the request of Assessor James Calandruccio for a refund under the Basic STAR Exemption to Mr. and Mrs. Marinaccio, as the Assessor's Office had failed to apply the Basic STAR exemption to the property (Block 385, Lot 33).

FURTHER RESOLVED to forward a copy of this Resolution to the Assessor and the Comptroller.

Adopted by the following vote:

AYES: Councilmen Cannella, Paladino and Vetere  
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 8, 2007

2007 -- 452

TABLED: APPROVAL OF A CONTRACT WITH DIVERSIFIED TECHNOLOGY  
CONSULTANTS FOR ENGINEERING INSPECTION SERVICES RELATED TO THE  
SAROSCA FARM ESTATES SUBDIVISION, AT A COST NOT TO EXCEED \$70,000.

Acting Town Engineer Bob Wasp had informed the Board that the Subdivision Inspection Fees, in the amount of \$100,000 paid by Sarosca Farm Estates, should be used to pay for these

inspection services, with the funds being placed in a predetermined account. He added that at this time, he anticipated using the services of Diversified Technology Associates for sixteen (16) hours per week for forty (40) weeks (at a cost of \$95 per hour) during the construction phase of this project, for a total of \$60,800, plus expenses for a total of \$70,000. It was stated that the Inspections would cover the construction of the roadway, the bridge and the sewers.

There was considerable discussion regarding the need for outside services for these inspections, with Councilman Paladino asking why the present Engineering staff could not perform them.

It was agreed to table a decision until the November 29<sup>th</sup> meeting.

November 8, 2007

2007 -- 453

APPROVAL TO REPLACE THREE TOWN-OWNED BUS SHELTERS WITH  
COUNTY-OWNED SHELTERS, AND TO RELOCATE TWO BUS STOPS.

Senior Engineer Michael Amodeo requested authorization to replace three (3) Town-owned and maintained bus shelters with County owned and maintained bus shelters and to relocate two (2) County bus stops. He presented to the Board a plan for North Street and Harrison Avenue which showed the location of the two existing stops in front of St. Vincent's Hospital, (including one

shelter,) and the proposed locations for a new stop and shelter. He added that the new locations will increase the safety of bus-riding residents by moving the stops away from the main intersection at Harrison Avenue and North Street, and that this action has been recommended by Westchester County Department of Transportation. Mr. Amodeo also stated that replacement of the two shelters on Underhill Avenue near the Mintzer Center was also being requested, with the new shelters being more esthetically pleasing and in line with the proposed streetscape improvements in the area. He gave the Board photos of typical County owned and operated bus shelters which would be used at these locations.

On motion of Councilman Vetere, seconded by Councilman Paladino,

it was

RESOLVED to approve the request of Senior Engineer Michael Amodeo for authorization to replace three (3) Town-owned and maintained bus shelters with County owned and maintained bus shelters and to relocate two (2) County bus stops:

Location 1: Intersection of North Street and Harrison Avenue,  
near St. Vincent's Hospital

Location 2: Intersection of Underhill Avenue and Madison Street

FURTHER RESOLVED to direct the Law Department to review the standard County Agreement for these shelters, and for the Supervisor to sign it.

FURTHER RESOLVED to forward a copy of this Resolution to the Law Department and the Engineering Department.

Adopted by the following vote:

AYES: Councilmen Cannella, Vetere and Paladino  
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 8, 2007

2007 -- 454

APPROVAL TO SET THE DATE OF NOVEMBER 29, 2007 FOR A PUBLIC HEARING ON  
THE REQUEST OF THE WILLOW RIDGE COUNTRY CLUP FOR A SPECIAL  
EXCEPTION USE PERMIT FOR THE CONSTRUCTION OF AN ACCESSORY BUILDING  
FOR A TENNIS PRO-SHOP AND LOCKER ROOMS.

On motion of Councilman Cannella, seconded by Councilman Vetere,

it was

RESOLVED to approve the request of Attorney John Geoghegan, of the law firm of Gellert & Klein on behalf of his client, Willow Ridge Country Club, for approval to set the date of November 29<sup>th</sup> for a Public Hearing for a Special Exception Use Permit, to construct a 1,500 square foot accessory building to house a tennis pro-shop and locker rooms next to the tennis courts. (Planning Board approval has been granted. PB2007/50&51)

FURTHER RESOLVED to forward a copy of this Resolution to the Town Attorney, the Assessor and the Building Inspector.

Adopted by the following vote:

AYES: Councilmen Cannella, Vetere and Paladino  
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 8, 2007

2007 -- 455

AUTHORIZATION TO ACCEPT A DONATION OF \$10,000 FROM MASTERCARD  
INTERNATIONAL FOR FUTURE REPAIRS AND OR REPLACEMENT OF THE FIRE  
PREVENTION TRAILER AND EQUIPMENT FOR FIRE PREVENTION

On motion of Councilman Paladino, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Fire Marshal Steve Surace to accept a donation of

\$10,000, from MasterCard International, as presented by Barbara Mooney, Business Leader, Facilities, Planning and Administration for MasterCard International.

FUTHER RESOLVED that this money be deposited into a capital account for future use for repairs to and/or replacement of the fire prevention trailer and for equipment for fire prevention.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Fire Marshal.

Adopted by the following vote:

AYES: Councilmen Cannella, Vetere and Paladino  
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 8, 2007

2007 -- 456

APPROVAL OF THE APPORTIONMENT OF ASSESSED VALUATION OF  
BLOCK 843, LOTS 1(1-2-3) AND 5(4 THRU 8)  
FOR THE 2007 ASSESSMENT ROLL, TAXES OF 2008.

Assessor Calandruccio stated that the estate of Louis Amaducci would like to have the aforementioned two (2) parcels apportioned into four (4) parcels in accordance with the attached subdivision map entitled "Subdivision Plat of Villas at Silver Lake situate in Town of Harrison, Westchester County, New York" which was properly approved and filed in the Office of the County Clerk of Westchester County on October 19, 2007 as Map No. 28037.

On motion of Councilman Paladino, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Assessor James Calandruccio for the apportionment of assessed valuation of Block 843, Lots 1(1-2-3) and 5(4thru8) on the 2007 Assessment Roll (Taxes of 2008), as follows:

Lot A containing 0.124 Acres will hereafter, be known as Lot 7(Po5thru8) Block 843.

Lot B containing 0.143 Acres will hereafter, be known as Lot 5(Po5thru8) Block 843.

Lot C containing 0.147 Acres will hereafter, be known as Lot 1(Po1thru4) Block 843.

Lot D containing 0.138 Acres will hereafter, be known as Lot 3(Po1thru4) Block 843.

FURTHER RESOLVED to forward a copy of this Resolution to the Assessor, the Town Attorney, and the Receiver of Taxes.

Adopted by the following vote:

AYES: Councilmen Cannella, Vetere and Paladino  
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 8, 2007

2007 -- 457 -- a

APPROVAL OF A BUDGET TRANSFER: DAWSON HISTORY CENTER

On motion of Councilman Cannella, seconded by Councilman Paladino,

it was

RESOLVED to approve the request of Comptroller Maureen MacKenzie for a Budget Transfer for the Inventory Project for the Dawson History Center in the amount of \$3,000

**DECREASE:** \$3,000  
001-7510-100-0130



Historian-Part-time Salaries

**INCREASE:** \$3,000

001-7510-100-0407

Historian – Special Service

To cover the contract agreement between Charles Bothur and the Town of Harrison regarding the Inventory Project for the Dawson History Center.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Historian.

Adopted by the following vote:

AYES: Councilmen Cannella, Vetere and Paladino  
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 8, 2007

2007 -- 457 - b

APPROVAL OF A BUDGET TRANSFER: WEST HARRISON FIRE DEPARTMENT #1

On motion of Councilman Cannella, seconded by Councilman Paladino,

it was

RESOLVED to approve the request of Comptroller Maureen MacKenzie for a Budget Transfer in the amount of \$8,000 to cover physicals for the West Harrison Fire Fighters for the year 2007.

**DECREASE:** \$8,000

010-3410-100-0250

Fire Districts #1 – Fixed Assets

**INCREASE:** \$8,000  
010-3410-100-0407  
Fire District #1 – Special Service

To cover physicals for West Harrison Fire Fighters for the year 2007.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller.

Adopted by the following vote:

AYES: Councilmen Cannella, Vetere and Paladino  
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 8, 2007

2007 -- 458

AUTHORIZATION TO PLACE THE PARK LANE WATER ARREARS FOR 2006 AND 2007  
ON THE TWON TAX BILLS FOR 2008 AMOUNT: \$7,582.38

On motion of Councilman Cannella, seconded by Councilman Paladino,

it was

RESOLVED to approve the request of Comptroller MacKenzie to place the Park Lane Water  
and

Sewer Arrears for the year 2006 and 2007, for a total amount of \$7,582.38 on the Town Tax bills  
for 2008, as follows:

Water: \$6,581.67

Sewer: \$1,000.71

**WATER**

**SEWER**

**TOTAL**

LOT S-17, BL 984 L20	26 OLD MILL RD WEST HARRISON	\$658.55	\$111.19	\$769.74
LOT U-9, BL984, L10	28 MADISON ST WEST HARRISON	658.55	111.19	769.74
LOT S-8, BL984, L29	44 OLD MILL RD WEST HARRISON	658.55	111.19	769.74
LOT S-6, BL984, L31	48 OLD MILL RD WEST HARRISON	658.55	111.19	769.74
LOT V-14, BL985, L2	4 PARK LANE WEST HARRISON	658.55	111.19	769.74
	764 LAKE STREET WEST			
LOT V-10, BL985, L6	HARRISON	658.55	111.19	769.74
	754 LAKE STREET WEST			
LOT V-11, BL985, L5	HARRISON	658.55	111.19	769.74
	36 OLD MILL ROAD WEST			
LOT S-12, BL984, L25	HARRISON	658.55	111.19	769.74
	28 OLD MILL ROAD WEST			
LOT S-16, BL984, L21	HARRISON	658.55	111.19	769.74
	774 LAKE STREET WEST			
LOT V-9, BL985, L7	HARRISON	327.36	\$0	327.36
	34 OLD MILL ROAD WEST			
LOT S-13, BL 984, L-24	HARRISON	327.36	\$0	327.36
		<b>6,581.67</b>	<b>1,000.71</b>	<b>7,582.38</b>

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller the Assessor and the Receiver of Taxes.

Adopted by the following vote:

AYES: Councilmen Cannella, Vetere and Paladino  
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 8, 2007

2007 -- 459

APPROVAL FOR THE APPORTIONMENT OF ASSESSED VALUATION OF  
LOT 13 (13&Po14) and LOT 14, BLOCK 951 ON THE 2007 ASSESSMENT ROLL,  
TAXES OF 2008

Assessor Calandruccio explained that the owner of the property, Nina Straus, has conveyed a portion of her property (containing 4.332) Acres to Sarosca Farm Estates LLC by deed dated October 5, 2007 and has retained ownership of parcel B-3 on filed map #27994, which was recorded on July 19, 2007, in the Westchester County Clerk's Office (Division of Land Records.)

He continued that Sarosca Farm Estates LLC would like to have the above mentioned two (2) parcels reapportioned into seventeen (17) parcels in accordance with the above referenced filed map (#27994) adding that the subdivision consists of seventeen (17) parcels; which are listed as

follows:

13 parcels are buildable lots (B-1 thru B-13)

1 parcel is the Road-bed (Stone Bridge Road) B-14

2 parcels will be held by Homeowners Association (B-15&B-16)

1 parcel is land-locked and is located on the Westside of Route I-684.

This parcel has no identification other than (Part of tax lot 13) and will hereafter, be known as Lot 13.10.

On motion of Councilman Cannella, seconded by Councilman Paladino,

it was

RESOLVED to approve the request of Assessor James Calandruccio for the apportionment of assessed valuation of Lots 13(13&Po14) and 14, Block 951 on the 2007 Assessment Roll (Taxes of 2008).

FURTHER RESOLVED to forward a copy of this Resolution to the Assessor, the Comptroller and the Receiver of Taxes.

Adopted by the following vote:

AYES: Councilmen Cannella, Vetere and Paladino  
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 8, 2007

2007 -- 460

AUTHORIZATION TO ACCEPT A DONATION OF \$7,000 FROM THE PROFESSIONAL  
GOLFERS ASSOCIATION (PGA) and the WESTCHESTER COUNTRY CLUB

Supervisor Malfitano explained that this amount was part of a donation of \$100,000 from these organizations, following the Westchester Classic played at the Westchester Country Club in August 2007.

On motion of Councilman Cannella, seconded by Councilman Paladino,

it was

RESOLVED to approve the request of Supervisor Malfitano to accept a donation in the amount

of \$7,000 from the PGA and Westchester Country Club, to be distributed as follows:  
\$4,000 to the Harrison Historical Society;  
\$3,000 to the Harrison Chamber of Commerce.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller.

Adopted by the following vote:

AYES: Councilmen Cannella, Vetere and Paladino  
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 8, 2007

2007 -- 461

FORMAL AUTHORIZATION TO HIRE EIGHT (8) PART-TIME LABORERS  
IN THE DEPARTMENT OF PUBLIC WORKS

This is leaf-pick-up season. Commissioner Wasp had previously polled the Board members by phone for authorization to hire these men.

On motion of Councilman Paladino, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Commissioner of Public Works Bob Wasp and give formal approval to hire eight (8) part timers in the Highway Department to work during leaf pick-up season. Funding is available in the Highway Operating Budget.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Personnel Manager and the Department of Public Works.

Adopted by the following vote:

AYES: Councilmen Cannella, Vetere and Paladino  
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 8, 2007

2007 -- 462

**TABLED: REQUEST BY THE TOWN OF RYE AND THE TOWN OF POUND RIDGE  
THAT HARRISON ADOPT A RESOLUTION PROTESTING THE CHANGE  
IN FLIGHT PATTERNS AT WESTCHESTER COUNTY AIRPORT.**

Attorney Joe Latwin said that the draft of the Resolution had not been prepared.

Resident Rob Porto pointed out that lots of planes are coming over the Brentwood section of Harrison on what is designated as Path 22. He continued that the proposed plan will lower the flight path, and increase the number of flights. He added that there will also be departing flights over Harrison.

Supervisor Malfitano stated that the attorneys should have the language prepared by the next Town Board meeting, and written so as to address Harrison's concerns.

Resident Lucille held suggested that the attorneys talk to the officials in Pound Ridge who have adopted such a resolution.

November 8, 2007

2007 -- 463

ACCEPTANCE OF A PROPOSED EASEMENT ON ROCKLEDGE ROAD FOR THE  
MAINTENANCE OF AN 8" MAIN SEWER EASEMENT, SUBJECT TO CONDITIONS.

Seth Mandelbaum of McCullough, Goldberger and Staudt appeared for the owner of a property on Rockledge Road. He stated that there is already a private easement in existence for this sewer, but the line needs to be larger. He added that the new 8" sewer line would be constructed at private expense, and then turned over to the Town, with an easement for the maintenance of the line.

On motion of Councilman Cannella, seconded by Councilman Paladino,

it was

RESOLVED to accept the proposed easement on Rockledge Road, after the construction of the 8" sewer line, for the maintenance of that sewer line, subject to an easement description which has been recorded with the County Clerk.

FURTHER RESOLVED to forward this Resolution to the Town Engineer, the Assessor and the Commissioner of Public Works.

Adopted by the following vote:

AYES: Councilmen Cannella, Vetere and Paladino  
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 8, 2007

2007 -- 464

INCREASE OF \$40,000 OF FUNDS  
FOR THE HARRISON VOLUNTEER AMBULANCE CORPS

Officials from the Ambulance Corps requested additional funds to carry them through until the end of the year. It was stated they are having difficulties due to unforeseen expenses.

On motion of Councilman Vetere, seconded by Councilman Cannella,

it was

RESOLVED to allocate an additional \$40,000 to the Harrison Volunteer Ambulance Corps for unforeseen expenses, payable immediately.



FURTHER RESOLVED that these funds will come from Fund Balance.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Board of Trustees of the Ambulance Corps.

Adopted by the following vote:

AYES: Councilmen Cannella, Vetere and Paladino  
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 8, 2007

2007 -- 465

APPROVAL OF THE FINAL DESIGN FOR THE CHRISTMAS SIGNS:  
SEASON'S GREETINGS  
AS PRESENTATED BY DENISE DiBIASI, PRESIDENT,  
HARRISON BEAUTIFICATION COMMITTEE  
COST: \$7,640

Ms. DiBiasi stated that the 24 new signs will be 36" x 36", 2-sided metal with a plastic core, costing \$400 each, less 10% due to the quantity of signs ordered. The Harrison Beautification Committee will contribute \$1,000 towards the cost, with the Town paying the remaining \$7,640.

Comptroller Maureen McKenzie stated that there is \$17,000 left in the DPW account as authorized.

On motion of Councilman Cannella, seconded by Councilman Paladino,

it was

RESOLVED to approve the design for the new Season's Greetings signs, at a cost of \$360 each.

FURTHER RESOLVED that the cost will come from the amount authorized for signs in the Department of Public Works budget: Account #07-PW27.

FURTHER RESOLVED to accept a \$1,000 donation from the Harrison Beautification Foundation towards the cost of the signs.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Commissioner of Public Works.

Adopted by the following vote:

AYES: Councilmen Cannella, Vetere and Paladino  
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 8, 2007

2007 -- 466

MATTERS FOR EXECUTIVE SESSION

Litigation	4
Notice of Claims	3

On motion duly made and seconded,  
with all members voting in favor,  
the Meeting was recessed  
for Executive Session at 8:45 PM

On motion duly made and seconded,  
with all members voting in favor,  
the Meeting was reconvened  
at 9:55 PM.

November 8, 2007

2007 -- 467

SETTLEMENT OF CLAIM: STATE FARM INSURANCE COMPANY  
a.s.o. DiLISIO vs TOWN OF HARRISON

On motion of Councilman Vetere, seconded by Councilman Cannella,

it was

RESOLVED to settle the claim of State Farm Insurance Company a.s.o. DiLisio vs Town of Harrison for damage of vehicle in the amount of \$6,307.88.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Town Attorney.

Adopted by the following vote:

AYES: Councilmen Cannella, Vetere and Paladino

Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 8, 2007

2007 -- 468

SETTLEMENT OF CLAIM: NATIONWIDE INSURANCE COMPANY  
a.s.o.KAUFMANN vs TOWN OF HARRISON

On motion of Councilman Vetere, seconded by Councilman Paladino,

it was

RESOLVED to settle the claim of Nationwide Insurance Company a.s.o. Kaufmann vs Town of Harrison for damage of vehicle in the amount of \$3,385.61.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Town Attorney.

Adopted by the following vote:

AYES: Councilmen Cannella, Vetere and Paladino  
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 8, 2007

2007 -- 469

SETTLEMENT OF CLAIM: NATIONWIDE INSURANCE COMPANY  
a.s.o. HERMANN vs TOWN OF HARRISON

On motion of Councilman Vetere, seconded by Councilman Cannella,

it was

RESOLVED to settle the claim of Nationwide Insurance Company a.s.o. Hermann vs Town of Harrison for damage of vehicle in the amount of \$7,895.87.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Town Attorney.

Adopted by the following vote:

AYES: Councilmen Cannella, Vetere and Paladino  
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 8, 2007

2007 -- 470

AUTHORIZATION TO RAISE THE CAP ON ATTORNEY FEES IN THE MATTER OF  
DUFFELMEYER vs CHIEF OF POLICE HALL, TO \$50,000.

On motion of Councilman Cannella, seconded by Councilman Paladino,

it was

RESOLVED to approve the request of Town Attorney Frank Allegretti for an increase to \$50,000 for attorney fees in the matter of Duffelmeyer vs Police Chief Hall.

FURTHER RESOLVED to forward a copy of this Resolution to the Town Attorney and the Comptroller.

Adopted by the following vote:

AYES: Councilmen Cannella, Vetere and Paladino  
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 8, 2007

2007 -- 471

AUTHORIZATION TO RAISE THE CAP ON ATTORNEY FEES IN THE MATTER  
OF TANCREDI vs CHIEF OF POLICE HALL, TO \$50,000

On motion of Councilman Paladino, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Town Attorney Frank Allegretti for an increase to \$50,000 for attorney fees in the matter of Tancredi vs Police Chief Hall.

FURTHER RESOLVED to forward a copy of this Resolution to the Town Attorney and the Comptroller.

Adopted by the following vote:

AYES: Councilmen Cannella, Vetere and Paladino  
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 8, 2007

2007 -- 472

AUTHORIZATION TO RETAIN GABRIELE APPRAISAL COMPANY FOR AN  
APPRAISAL OF PROPERTY OWNED BY WEST RED OAK LANE LLC  
RE: CERTIORARI FOR THAT PROPERTY COST \$10,000

On motion of Councilman Paladino, seconded by Councilman Vetere,

it was

RESOLVED to approve the request of Assessor Jim Calandruccio to retain Gabriele Appraisal Company to appraise commercial property owned by West Red Oak Lane LLC, in response to a certiorari regarding that property, at the cost of \$10,000.

FURTHER RESOLVED that \$2,500 of the cost will come from the Assessor's accounts and \$7,500 from Fund Balance.

FURTHER RESOLVED to forward a copy of this Resolution to the Assessor, the Comptroller and the Town Attorney.

Adopted by the following vote:



AYES: Councilmen Cannella, Vetere and Paladino  
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

There being no further matters  
to come before the Board, the  
Meeting was, on motion duly made  
and seconded, with all members  
voting in favor, declared closed at 9:57 PM.

Respectfully submitted,

Joan B. Walsh  
Town Clerk